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Attorney Docket No. 051319-0270

JAP12 Rec'd PCT/PTO 26 APR 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant : Rikuro Obara et al.

Application No. : 10/588,418

International Application No. : PCT/US04/26748 Filed : August 17, 2004

Title : **FLUID DYNAMIC BEARING MECHANISM FOR A MOTOR**

Group Art Unit : TBA Confirmation No. : 8342

Examiner : TBA

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
OF NATIONAL PHASE APPLICATION

Sir:

In response to the February 21, 2007 Notification Of Missing Requirements of National Phase Application in connection with the above-identified patent application, applicant encloses herewith:

1. A copy of the Notification Of Missing Requirements;
2. An executed Declaration and Power of Attorney for Patent Application;
3. A check in the amount of \$130.00; and
4. A stamped, self-addressed postcard to be returned to the undersigned upon receipt of the aforementioned documents.

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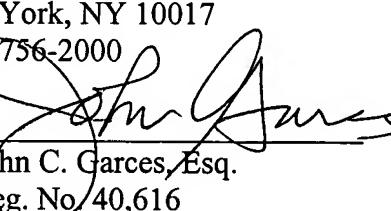
10406106.1

Please note that the Notice states that the Applicant must submit \$200 to complete the examination fee for a non-small entity. However, a \$200 fee is due only if the "written opinion prepared by the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)". Enclosed is a copy of the Written Opinion of the International Searching Authority for International Application No. PCT/US04/26748 stating that all the claims satisfy provision of PACT Article 33(1)-(4). Therefore, the \$200 examination fee is not due.

Please charge any fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 in connection with this Response to Deposit Account No. 50-0675, Order No. 051319.0270. A duplicate copy of this transmittal is enclosed herewith.

Respectfully submitted,

Schulte Roth & Zabel LLP  
Attorneys for Applicants  
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New York, NY 10017  
(212)756-2000

By   
John C. Garces, Esq.  
Reg. No 40,616

Dated: April 23, 2007  
New York, New York

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CERTIFICATE OF MAILING

Date of Deposit: April 23, 2007  
I hereby certify under 37 CFR 1.10 that this correspondence and enumerated documents is being deposited with the United States Postal Service as "First Class Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

  
Sarah Schlie



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/588,418	Rikuro Obara	051319-0270
INTERNATIONAL APPLICATION NO.		
PCT/US04/26748		
I.A. FILING DATE	PRIORITY DATE	
08/17/2004	02/09/2004	
CONFIRMATION NO. 8342		
371 FORMALITIES LETTER		
 *OC000000022577139*		

Date Mailed: 02/21/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/04/2006
- Copy of the International Search Report filed on 08/04/2006
- Oath or Declaration filed on 08/04/2006
- Request for Immediate Examination filed on 08/04/2006
- U.S. Basic National Fees filed on 08/04/2006
- Priority Documents filed on 08/04/2006
- Specification filed on 08/04/2006
- Claims filed on 08/04/2006
- Abstracts filed on 08/04/2006
- Drawings filed on 08/04/2006

**RECEIVED**

FEB 26 2007

**SEARCHED & INDEXED**

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$330** for a Large Entity:

- **\$130 Surcharge.**

- The application examination fee has not been paid. Applicant must submit **\$200** to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

WINSTON M ALVARADO

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Telephone: (703) 308-9140 EXT 206

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/588,418	PCT/US04/26748	051319-0270

FORM PCT/DO/EO/905 (371 Formalities Notice)